

FAX RECEIVED
MAY 2 9 2003

GROUP 1600

MYERS BIGEL SIBLEY & SAJOVEC

Patent Attorneys
4140 Parklake Avenue, Suite 600, Raleigh, NC 27612
P.O. Box 37428, Raleigh, NC 27627
919-854-1400
Facsimile 919-854-1401

TELECOPIER TRANSMISSION COVER SHEET

OFFICIAL

Date: May 28, 2003

File Number: 9010-3

Telecopier No.: 703-872-9306

Telephone No.: 703-308-3880

To:

Examiner Cheyn D. Ly

Company:

U.S. Patent and Trademark Office, GAU 1631

From:

Mitchell S. Bigel

Number of Pages: 2

Return fax to: sef

If there is a problem with this transmission, please call (919) 854-1400. Our fax number is (919) 854-1401.

Attached is a Response to Restriction Requirement responsive to the Official Action of May 14, 2003 in U.S. Serial No. 09/670,214, filed September 25, 2000.

Confidentiality Note

The information contained in this facsimile message is legally privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipi nt, y u are hereby prohibited. If you have received this telecopy in err r, please immediately notify us by teleph ne and return the original message to us at the address above via the United States Postal Service. THANK YOU.





Attorney D cket No. 9010-3

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Browning et al. Serial No.: 09/670,214

Confirmation No.: 4277 Examiner: Cheyne D. Ly

Group Art Unit: 1631

Filed: September 25, 2000

SYSTEMS, METHODS AND COMPUTER PROGRAM PRODUCTS FOR

PREPARING, DOCUMENTING AND REPORTING CHEMICAL PROCESS

HAZARD ANALYSES

May 28, 2003

Mail Stop Non-Fee Amendment Commissioner for Patents Box 1450 Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

In response to the Restriction Requirement of May 14, 2003, Applicants hereby elect the study type TEDPHA from those listed in Claim 2, and in analogous Claims 26 and 48. Applicants are not traversing this election of species requirement, because Applicants agree that patentably distinct species are present in these claims. Applicants also note that the Election/Restriction requirement indicates that all of Claims 1-68 are generic to the above species.

Accordingly, Applicants respectfully request examination of all of pending Claims 1-68 including the elected species, and allowance of all of the pending claims.

Respectfully submitted

Mitchell S. Bigel

Registration No. 29,614

Correspondence Address

CERTIFICATION OF FACSIMILE TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office via facsimile populer 703-872-9306 on May 29/2003.

. Freedman

Date of Signature: May 28, 2003